

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Alfred Thomas

Application No.: 10/777,004

Confirmation No.: 3402

Filed: February 10, 2004

Art Unit: 3714

For: BASIC WAGERING GAME HAVING A  
CONTINUOUSLY MODIFIED PAY TABLE

Examiner: Arthur O. Hall

**RESPONSE TO OFFICE ACTION DATED FEBRUARY 27, 2009**

**Via EFS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the non-final Office Action dated February 27, 2009. The shortened statutory period for response is three months from the mailing date, *i.e.*, by May 27, 2009. Applicants are concurrently filing a Petition for Extension of Time, extending the deadline for response to August 27, 2009. Thus, this response is timely. The Commissioner is authorized to charge the fee for the extension of time and any other fees which may be required in connection with this application (excluding the issue fee) or credit any overpayment to Deposit Account No. 50-4181. Please enter the following claim amendments and remarks into the record for this application.

**Amendments to the Claims** begin on page 2 of this paper.

**Remarks** begin on page 10 of this paper.